

REMARKS/ARGUMENTS

Applicant submits this paper in response to the final Office Action dated April 16, 2009 and the Advisory Action dated September 14, 2009. Applicant has filed herewith a petition for a one-month extension of time pursuant to 37 C.F.R. § 1.136(a) and has included the requisite fee. Claims 1 – 10 are pending in this application.

Applicant notes that the Examiner has stated in the latest Advisory Action that Applicant's previous responses would overcome the rejection of Claim 10 under 35 U.S.C. § 251 provided that Applicant submits a corrected Oath and Declaration. Applicant has submitted the following documents with the present response: 1) a reissue application declaration by the inventor, 2) a reissue application declaration by the assignee, and 3) a supplemental declaration for reissue patent application to correct "errors" statement. Applicant avers that these documents correct the defects of the June 12, 2009 declaration.

Conclusion

Applicant believes that the present Response places the application in condition for allowance and earnestly solicits same. If any additional fees are due in connection with the filing of this paper or the accompanying papers, such as fees under 37 C.F.R. §§ 1.16 or 1.17, please charge the fees to SGR Deposit Account No. 02-4300, Order No. 043850.016. If an additional extension of time under 37 C.F.R. § 1.136 is necessary that is not accounted for in the papers filed herewith, such an extension is requested. The additional extension fee also should be charged to SGR Deposit Account No. 02-4300, Order No. 043850.016. Any overpayment can be credited to Deposit Account No. 02-4300, Order No. 043850.016.

Respectfully submitted,

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